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1 UBER TECHNOLOGIES, INC.
2 and OTTOMOTTO LLC

3 UNITED STATES DISTRICT COURT
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5 NORTHERN DISTRICT OF CALIFORNIA
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7 SAN FRANCISCO DIVISION

8 WAYMO LLC,
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10 Plaintiff,
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12 v.
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14 UBER TECHNOLOGIES, INC.,
15 OTTOMOTTO LLC; OTTO TRUCKING LLC,
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17 Defendants.

18 Case No. 3:17-cv-00939-WHA

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**DEFENDANTS UBER
TECHNOLOGIES, INC. AND
OTTOMOTTO LLC'S
ADMINISTRATIVE MOTION TO
FILE UNDER SEAL THEIR MOTION
IN LIMINE NO. 27 TO EXCLUDE
DR. HESSELINK'S SAVED
DEVELOPMENT TIME OPINIONS**

1 Pursuant to Civil Local Rules 7-11 and 79-5, Defendants Uber Technologies, Inc. and
 2 Ottomotto LLC (“Defendants”) submit this motion for an order to file under seal their Motion in
 3 Limine No. 27 to Exclude Dr. Hesselink’s Saved Development Time Opinions. Specifically,
 4 Defendants request an order granting leave to file under seal the confidential portions of the
 5 following documents:

6 Document	7 Portions to Be Filed Under Seal	8 Designating Party
9 Motion in Limine No. 27 10 (“Motion”)	11 Highlighted Portions	12 Plaintiff (green) 13 Defendants (blue)
14 Exhibit 1	15 Highlighted Portions	16 Defendants (blue)
17 Exhibit 2	18 Highlighted Portions	19 Plaintiff (green)
20 Exhibit 3	21 Entire Document	22 Plaintiff 23 Defendants
24 Exhibit 4	25 Entire Document	26 Plaintiff 27 Defendants
28 Exhibit 5	29 Entire Document	30 Plaintiff 31 Defendants

32 The blue-highlighted portions of the Motion and Exhibit 1 contain launch timeline
 33 estimates taken from an internal Uber document. This highly confidential information is not
 34 publicly known, and its confidentiality is strictly maintained. Disclosure of this information
 35 could allow competitors to obtain a competitive advantage over Uber by giving them details into
 36 Uber’s estimates for its launch timeline, such that Uber’s competitive standing could be
 37 significantly harmed. (Declaration of Thomas J. Pardini in Support of Defendants’
 38 Administrative Motion to File Documents Under Seal (“Pardini Decl.”) ¶ 3.)

39 The entireties of Exhibits 3-5 are expert reports containing highly confidential information
 40 regarding time and cost projections relating to Uber’s LiDAR systems. This highly confidential
 41 information is not publicly known, and its confidentiality is strictly maintained. Disclosure of
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1 this information could allow competitors to obtain a competitive advantage over Uber by giving
 2 them details into Uber's LiDAR systems development, such that Uber's competitive standing
 3 could be significantly harmed. (Pardini Decl. ¶ 4.)

4 The green-highlighted portions of the Motion and Exhibit 2, as well as the entireties of
 5 Exhibits 3, 4 and 5, contain information that has been designated "Highly Confidential –
 6 Attorneys' Eyes Only" or "Confidential" by Waymo in accordance with the Patent Local Rule
 7 2-2 Interim Model Protective Order ("Protective Order"), which the parties have agreed governs
 8 this case (Transcript of 3/16/2017 Hearing, page 6). Defendants file this material under seal in
 9 accordance with Paragraph 14.4 of the Protective Order. (Pardini Decl. ¶ 5.)

10 Pursuant to Civil Local Rule 79-5(d)(2), Defendants will lodge with the Clerk the
 11 documents at issue, with accompanying chamber copies.

12 Defendants served Waymo with this Administrative Motion to File Documents Under
 13 Seal on November 13, 2017.

14 For the foregoing reasons, Defendants request that the Court enter the accompanying
 15 Proposed Order granting Defendants' Administrative Motion to File Documents Under Seal and
 16 designate the service copies of these documents as "HIGHLY CONFIDENTIAL –
 17 ATTORNEYS' EYES ONLY" or "CONFIDENTIAL" as described above.

18 Dated: November 13, 2017

MORRISON & FOERSTER LLP

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20 By: /s/ Michael A. Jacobs
 MICHAEL A. JACOBS

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22 Attorneys for Defendants
 UBER TECHNOLOGIES, INC. and
 OTTOMOTTO LLC

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